

BIDDERS'S NAME: 2-2 PRICE: 2-3 SUBS: N/A BB: 2-9 ESTIMATE:

\CB\ABSTRACT	OPENING DATE: February 17, 2015
SOLICITATION NO. RFB 6749	SUPPLIES OR SERVICES: JOC #205 General Contracting

OFFEROR / BIDDER	Line 1	Line 2
SIGMA SERVICES, INC	0.8538	1.2803
GOOD-MEN ROOFING & CONSTRUCTION, INC	0.8478	0.8480
THE AUGUSTINE COMPANY	0.7000	0.8495
ANGELES CONTRACTOR, INC	0.6280	0.6300
RAMONA PAVING & CONSTRUCTION CORP	0.7299	0.7300
CTM CONTRACTING INC	0.8400	0.8600
PUB CONSTRUCTION, INC	0.5700	0.5701
ABC CONSTRUCTION CO. INC	0.7275	0.7277

BIDS TO DEPARTMENT:
DATE: _____

DISTRIBUTION:
____FRONT DESK
____PCO

____SD DAILY TRANSCRIPT

DATE: 2/17/15

BID CLERK: _____

BID OFFICER: _____

Received _____

Bids
Received



Submitted by:
SIGMA Services, Inc.
2140 Eastman Ave., #200
Ventura, CA 93003
P: (805) 642-8377
F: (805) 642-8378

TO: County of San Diego
Attn: Department of Purchasing and Contracting, Front Desk
5560 Overland Avenue, Suite 270
San Diego, CA 92123-1294

BID ENCLOSED

JOC #205

Request for Bid #6749

DUE 2/17/2015 at 2PM

SD CMTY PURCH*15 FEB 17 PM 12:05

#1



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Sigma Services, Inc.

Business Address 2140 Eastman Avenue, Suite 200, Ventura, CA 93003

Place of Residence 2140 Eastman Avenue, Suite 200, Ventura, CA 93003

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers N/A, N/A, and N/A.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.8538
Utilize four decimal places (EXAMPLE: 1.2345)

Zero Point Eight Five Three Eight
Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. 1.2803
Utilize four decimal places (EXAMPLE: 1.2345)

One Point Two Eight Zero Three
Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Concrete, Drywall, Painting.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

President Sigma Services, Inc.
I am the ____ of ____, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ____[date], at ____[city], ____[state]."

2/13/15

Ventura CA

SIGNATURE OF BIDDER Vivian Solodkin

DATE February 13, 2015



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE

☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☐ Yes ☒ No
- 3.2. Are you a local business with a physical address within the County of San Diego? ☐ Yes ☒ No
- 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: N/A
☐ Small Business Enterprise (SBE)
Certification #: N/A
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>
- 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 80 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Vivian Solodkin

Title: President

Company/Organization: Sigma Services, Inc.

Signature:

Date: February 13, 2015

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07-09-14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: County of San Diego - Job Order Contract #205

Accompanying this bid is a Bidder's Bond

(NOTICE: Insert the words "cash (\$ N/A)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

Vivian Solodkin - President/CEO

Ben Valenzuela - Vice President/Secretary

Louie Valenzuela - CFO/Treasurer

Licensed in accordance with an act providing for the registration of Contractors,

License No. 800475 Classification (s) B & C10 Exp. Date 10/31/2015

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

SIGN _____
HERE _____
(_____ by Vivian Solodkin _____ (SEAL)
(_____ Signature
(_____ President
(_____ Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2140 Eastman Avenue, Ventura, CA 93003

Telephone () (805) 642-8377 **Fax** () (805) 642-8378

E-Mail address vivian@sigmaservices.net

Dated February 13, 20 15, at Ventura **California.**



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO.

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Sigma Services, Inc.
_____ as

PRINCIPAL, and U. S. Specialty Insurance Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2/17/15 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this
12th day of February, 2015.

U. S. Specialty Insurance Company (SEAL) Sigma Services, Inc. (SEAL)
Betty Reeh (SEAL) Vivian Solodkin (SEAL)
Surety Principal
Betty Reeh, Attorney-in-Fact Vivian Solodkin, President

Corporate Notary Acknowledgement

State of Texas

County of Bexar

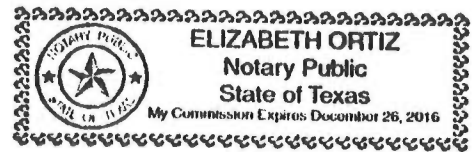
On this 12th day of February, 2015, before me personally appeared Betty Reeh personally known to me [or proved to me on the basis of satisfactory evidence] to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity as the attorney-in-fact of U.S. Specialty Insurance Company, said corporation, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Elizabeth Ortiz

Notary Public

Commission Expires December 26, 2016



POWER OF ATTORNEY

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

**Pat J. Moore, Bryan K. Moore, Gary W. Wheatley, Clark Fresher, Betty Reeh
or Mike D. Hendrickson of San Antonio, Texas**

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed** *****Ten Million***** Dollars (\$ **10,000,000.00**).

This Power of Attorney shall expire without further action on December 8, 2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2012.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals



By:

Daniel P. Aguilar, Vice President

State of California

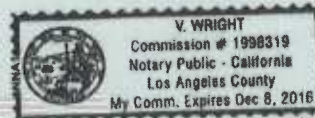
County of Los Angeles SS:

On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature

(Seal)



I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 12th day of February, 2015

Corporate Seals

Bond No.

Agency No. 17051



Jeannie Lee, Assistant Secretary

U. S. SPECIALTY INSURANCE COMPANY



IMPORTANT NOTICE

To obtain information or make a complaint:

You may call the Surety Company's toll-free telephone number for information or to make a complaint at:

1-800-486-6695

Your notice of claim against the attached bond may be given to the Surety Company that issued the bond by sending it to the following address:

U. S. SPECIALTY INSURANCE COMPANY
601 S. Figueroa St., Suite 1600
Los Angeles, CA 90017

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

You may write the Texas Department of Insurance:

P.O. Box 149104
Austin, TX 78714-9104
Fax: (512) 475-1771
Web: <http://www.tdi.state.tx.us>
E-mail: ConsumerProtection@tdi.state.tx.us

PREMIUM OR CLAIM DISPUTES:

Should you have a dispute concerning your premium or about a claim you should contact the company first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

ATTACH THIS NOTICE TO YOUR POLICY:

This notice is for information only and does not become a part or condition of the attached document.



State Of California
CONTRACTORS STATE LICENSE BOARD
ACTIVE LICENSE



10/31/2015

800475

1 corp. CORP

10/31/2015

SIGMA SERVICES INC

10/31/2015

B C10

10/31/2015

10/31/2015

www.cslb.ca.gov



SIGMA SERVICES, INC.

**Written Consent of the Sole Shareholder and
Board of Directors Without a Meeting**

Pursuant to Sections 603(a) and 307(b) of the California Corporations Code and the Bylaws of this corporation, the following actions are hereby taken by the unanimous written consent of the Sole Shareholder and the Board of Directors without a meeting:

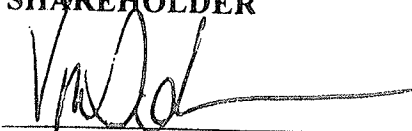
Authorized to Execute Contracts

RESOLVED: That each of Vivian M. Solodkin, as President of this corporation, and Benjamin Valenzuela, Jr., as Vice President of this corporation (in each case, an "Authorized Person"), acting on behalf of the corporation, acting alone and without need of any further authorization or the joinder of the other Authorized Person, hereby is authorized, empowered and directed to execute contract documents, bid submittals, or any other documents on behalf of the corporation as may be necessary or desirable, and in such form and containing such content as the Authorized Person deems necessary or appropriate to consummate the transactions contemplated thereby, such Authorized Person's signature constituting conclusive evidence that such Authorized Person did deem such documents and instruments to meet such standards.

This written consent may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. A facsimile signature shall have the same force and effect as an original signature. The Secretary of the corporation is directed to file this written consent with the minutes of the proceedings of the sole Shareholder and the Board of Directors.

SHAREHOLDER

Dated: 7/1/2013



Vivian M. Solodkin, Trustee of The Solodkin Family Revocable Trust (Schedule B property) dated April 23, 2012, Shareholder

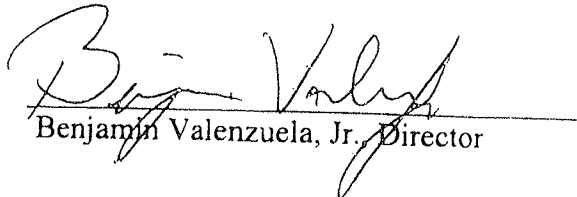
DIRECTORS

Dated: 7/1/2013



Vivian M. Solodkin, Director

Dated: 7/1/2013



Benjamin Valenzuela, Jr., Director

Next
Bid



3940 Hancock Street, Suite 220, San Diego, Ca 92110

CA LICENSE NUMBER: 887805 B, C39

County of San Diego, Purchasing and Contracting

RFB 6749 – JOC 205

5560 Overland Avenue, Suite 270

San Diego, Ca 92123-1294

“BID PROPOSAL”

RH

SD CITY PURCH *15 FEB 17 PM 12:58

#2



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Good-Men Roofing and Construction, Inc.
Business Address 3940 Hancock St., Suite 220, San Diego, Ca 92110
Place of Residence 3940 Hancock St., Suite 220, San Diego, Ca 92110

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers None, _____, and _____.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.8478
Utilize four decimal places (EXAMPLE: 1.2345)

zero point eight four seven eight
Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. 0.8480
Utilize four decimal places (EXAMPLE: 1.2345)

zero point eight four eight zero
Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Framing, Carpentry, Drywall, Painting, Floor Covering, Roofing, Tile Work, Acoustical Ceiling, Finish Carpentry

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

I am the President of Good-Men Roofing and Construction, Inc., the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ____[date], at ____[city], ____[state]."

February 17, 2015 at San Diego, California

SIGNATURE OF BIDDER

DATE February 17, 2015



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**
☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**
In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
 - 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or, a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
 - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
 - 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: N/A
☒ Small Business Enterprise (SBE)
Certification #: 46831
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>
 - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
 - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
 - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
 - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Gaspar Galindo

Title: President

Company/Organization: Good-Men Roofing and Construction, Inc.

Signature: *Gaspar Galindo*

Date: February 17, 2015

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07.09.14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Good-Men Roofing and Construction, Inc.

as

PRINCIPAL, and Western Surety Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2-17-15 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this
9th day of February, 2015.

Western Surety Company (SEAL) Good-Men Roofing and Construction, Inc. (SEAL)
) [Signature] (SEAL) [Signature] (SEAL)
William Syrkin, Surety Principal
Attorney-In-Fact



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)

COUNTY OF _____)

ss

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____ See Attached Notary Acknowledgment
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Los Angeles)

On February 9, 2015 before me, Corinne L. Hernandez,
Date Here Insert Name and Title of the Officer
personally appeared William Syrkin
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Corinne L. Hernandez
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: Western Surety Company

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 10th day of October, 2012.



WESTERN SURETY COMPANY

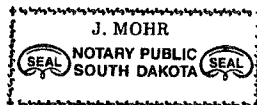
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 10th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY, do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 9th day of February, 2015.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Next
Bid

PA

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#3

**THE AUGUSTINE COMPANY
2830 VIA ORANGE WAY, STE. H
SPRING VALLEY, CA 91978
619-670-4466
638749 B, A, C-9 EXP. 3/31/16**

**The County of San Diego, Front Desk
Dept. of Purchasing & Contracting
5560 Overland Ave., Ste. 270
San Diego, CA 92123-1294**

**"BID ENCLOSED"
RFB 6749 JOC 205
2/17/15 2:00p.m.**



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder The Augustine Company
Business Address 2830 Via Orange Way, Ste. H, Spring Valley, CA 91978
Place of Residence 3310 So. Barcelona St., Spring Valley, CA 91977

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers _____, _____, and _____.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



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Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. .7000
Utilize four decimal places (EXAMPLE: 1.2345)
point seven zero zero zero
Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. .8495
Utilize four decimal places (EXAMPLE: 1.2345)
point eight four nine five
Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: drywall

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



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- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

President The Augustine Company

I am the ____ of ____, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 17th[date], at Spring Valley[city], CA[state]."

SIGNATURE OF BIDDER

Carol A. Rauscher
Carol A. Rauscher, President

DATE

2/17/15



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer:

1. BUSINESS TYPE

☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit:

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

3.1. Are you a small business with:

100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☐ Yes ☒ No

3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No

3.3. Are you certified by the State of California as a: ☐ NO

☐ Disabled Veteran Business Enterprise (DVBE)

Certification #:

☐ Small Business Enterprise (SBE)

Certification #:

See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>

3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and

4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Carol A. Rauscher

Signature: Carol A. Rauscher

Title: President

Date: 2/17/15

Company/Organization: The Augustine Company

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07/09/14



PART 2 - DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: The Augustine Company

Accompanying this bid is Bidder's Bond

(NOTICE: Insert the words "cash (\$ 420,000.00 Four Hundred Twenty Thousand)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

The Augustine Company Robert L. Augustine, CEO

Audrey L. Augustine, Secretary/Treasurer

Carol A. Rauscher, President Steven M. Rauscher, Vice President

Licensed in accordance with an act providing for the registration of Contractors,

License No. 638749 Classification (s) B, A, C-9 Exp. Date 3/31/16

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

(The Augustine Company
(Legal Name of Bidder
SIGN (
(
HERE (by Carol A. Rauscher (SEAL)
(Signature
(Carol A. Rauscher, President
(Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 2830 Via Orange Way, Ste. H, Spring Valley, CA 91978

Telephone () 619-670-4466 Fax () 619-670-4411

E-Mail address carol@augustineco.com

Dated February 17, 20 15, at Spring Valley/San Diego California.



State Of California
CONTRACTORS STATE LICENSE BOARD
ACTIVE LICENSE

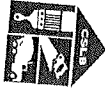
License Number
638749

Business Name
THE AUGUSTINE COMPANY
Entity CORP

Classification(s) B A C-9

Expiration Date 03/31/2016

www.cslb.ca.gov





PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. BBSU

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we The Augustine Company

as

PRINCIPAL, and The Guarantee Company of North America USA

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 02/17/15 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this
13th day of February, 2015.

The Guarantee Company of North America USA (SEAL) The Augustine Company (SEAL)
Margie Wager (SEAL) Carol A. Rauscher (SEAL)
Margie Wager, Attorney in Fact Surety Carol A. Rauscher, President Principal

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
 County of San Diego)
 On 2/17/15 before me, Kim Anderson,
 Date Here Insert Name and Title of the Officer
 personally appeared Carol A. Rauscher
 Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Kim Anderson
 Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____
 Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____

Signer's Name: _____
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: _____
 Signer Is Representing: _____



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
) ss
COUNTY OF SEE ATTACHED NOTARY
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

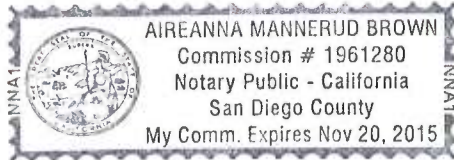
STATE OF CALIFORNIA

County of San Diego

On FEB 13 2015 before me, Aireanna Mannerud Brown, Notary Public,
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Margie Wager

Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☒ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing: _____

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing: _____



THE GUARANTEE COMPANY OF NORTH AMERICA USA

Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

Margie Wager

SBS Bonds & Insurance Services, Inc.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon **THE GUARANTEE COMPANY OF NORTH AMERICA USA** as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of **THE GUARANTEE COMPANY OF NORTH AMERICA USA** at a meeting held on the 31st day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner – Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, **THE GUARANTEE COMPANY OF NORTH AMERICA USA** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

Stephen C. Ruschak

Randall Musselman

STATE OF MICHIGAN
County of Oakland

Stephen C. Ruschak, Vice President

Randall Musselman, Secretary

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of



Cynthia A. Takai
Notary Public, State of Michigan
County of Oakland
My Commission Expires February 27, 2018
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

Cynthia A. Takai

I, Randall Musselman, Secretary of **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by **THE GUARANTEE COMPANY OF NORTH AMERICA USA**, which is still in full force and effect.



IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 13th day of February, 2012

Randall Musselman

Randall Musselman, Secretary

Next

Bid

Angeles Contractor, Inc.
8461 Commonwealth Avenue
Buena Park, CA 90621
Lic. # 858483

PR

SD CNTY PURCH*15 FEB 17 PM 01:33

#4

County of San Diego
Department of Purchasing & Contracting
5560 Overland Av., Suite 270
San Diego, CA 92123-1294

Project: RFB 6749
Job Order Contract 205

BID DUE : 2/17/15, 2 PM



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Angeles Contractor, Inc.
Business Address 8461 Commonwealth Av., Buena Park, CA 90621
Place of Residence 8461 Commonwealth Av., Buena Park, CA 90621

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers None, _____, and _____.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.6280
Utilize four decimal places (EXAMPLE: 1.2345)
Zero point six two eight zero
Bid for normal working hours written in words
(EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. 0.6300
Utilize four decimal places (EXAMPLE: 1.2345)
Zero point six three zero zero
Bid for other than normal working hours written in words
(EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Painting, Drywall.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

I am the President of Angeler Contractor, INC., the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 2/17/15 [date], at Buena Park [city], CA [state]."

SIGNATURE OF BIDDER _____

DATE _____



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. BUSINESS TYPE

- ☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.

2. INTERLOCKING DIRECTORATE

In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors

3. BUSINESS REPRESENTATION

Offeror represents as a part of this offer that the ownership, operation, and control of the business are:

- 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or, a manufacturer with 100 or fewer employees? ☐ Yes ☒ No
- 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
- 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: NO
☐ Small Business Enterprise (SBE)
Certification #: NO
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>
- 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 60 %

4. CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS

Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:

- 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
- 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and

4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and

4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.

4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.

4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).

4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.

5. CERTIFICATE OF CURRENT COST OR PRICING

This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.

6. CERTIFICATE OF INDEPENDENT PRICING

By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:

6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and

6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and

6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.

7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: YOUNG KANE

Signature: [Signature]

Title: President

Date: 2/17/15

Company/Organization: Angeles Contractor, INC.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07.00.14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: Job Order Contract 205

Accompanying this bid is Bidder's Bond

(NOTICE: Insert the words "cash (\$ N/A)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

Angeles Contractor, INC.
YOUNG KANG - President, Secretary, Treasurer, Manager

Licensed in accordance with an act providing for the registration of Contractors,

License No. 858483 Classification (s) A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z Exp. Date 5/31/15

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

SIGN (Angeles Contractor, INC.
(Legal Name of Bidder
(
HERE (by [Signature] (SEAL)
(Signature
(President
(Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 8461 Commonwealth Av., Buena Park, CA 90621

Telephone () 714-443-3655 Fax () 714-443-3293

E-Mail address YWKANG@Angelescontractor.com

Dated 2/17, 20 15, at Buena Park California.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Angeles Contractor, Inc.

as

PRINCIPAL, and Berkley Insurance Company

as SURETY, are held and firmly bound unto the COUNTY OF SAN DIEGO a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 02/17/2015 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 12th day of February, 2015.

Berkley Insurance Company (SEAL) Angeles Contractor, Inc. (SEAL)

Rebecca Haas-Bates (SEAL) Young Kang (SEAL)
Surety Principal

Rebecca Haas-Bates, Attorney-in-Fact

Young Kang, President



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Orange)

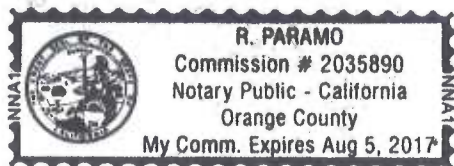
On 02/12/2015 before me, R. Paramo, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Rebecca Haas-Bates
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Bid Bond Document Date: 02/12/2015

Number of Pages: Two (2) Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Rebecca Haas-Bates

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Berkley Insurance Company

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

**POWER OF ATTORNEY
BERKLEY INSURANCE COMPANY
WILMINGTON, DELAWARE**

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: *William Syrkin, Richard Adair or Rebecca Haas-Bates of Millennium Corporate Solutions, Inc. d/b/a Millennium Risk Management & Insurance of Glendale, CA* its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed **Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00)**, to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety Group, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 10 day of May, 2013.

Attest:

(Seal)

By

Ira S. Lederman
Senior Vice President & Secretary

Berkley Insurance Company

By

Jeffrey M. Hafter
Senior Vice President

WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.

STATE OF CONNECTICUT)

) ss:

COUNTY OF FAIRFIELD)

Sworn to before me, a Notary Public in the State of Connecticut, this 10 day of May, 2013, by Ira S. Lederman and Jeffrey M. Hafter who are sworn to me to be the Senior Vice President and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company.

Kathleen Corey
Notary Public, State of Connecticut



CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this 12th day of February, 2015.

(Seal)

Andrew M. Tuma

WARNING - Any unauthorized reproduction or alteration of this document is prohibited. This power of attorney is void unless seals are readable and the certification seal at the bottom is embossed. The background imprint, warning and confirmation (on reverse) must be in blue ink.

Next
Bid

Bidder: Ramona Paving & Construction Corp.
1303 Olive Street, Ramona, CA 92065
PH: 760-788-2847 Lic # 795526 (A, B, C-12, Haz)

To: County of San Diego
Proposal for : JOC 205 – General Contractor
RFB 6749
Bid date: 02/17/15, 2:00 pm

SIGNATURE PURCH *15 FEB 17 PM 01:44

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PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder Ramona Paving & Construction Corp.

Business Address 1303 Olive Street, Ramona, CA 92065

Place of Residence Ramona, California; San Diego County

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers _____, _____, and _____. None

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. .7299

Utilize four decimal places (EXAMPLE: 1.2345)

point seven two nine nine

Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. .7300

Utilize four decimal places (EXAMPLE: 1.2345)

point seven three zero zero

Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Concrete.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

**CERTIFICATION OF COMPLIANCE WITH
EXECUTIVE ORDER 11246, AS AMENDED**

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

I am the President of Ramona Paving & Construction Corp., the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on Feb. 16, 2015 at Ramona, CA.

SIGNATURE OF BIDDER

DATE February 16, 2015



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**
☒ For-profit ☐ Non-profit ☐ Government
 Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**
 In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**
 Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
 - 3.1. Are you a small business with:
 100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
 - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
 - 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
 Certification #: _____
☒ Small Business Enterprise (SBE)
 Certification #: 45647
 See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>
 - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**
 Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
 - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
 - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**
 This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**
 By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
 - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Thomas Theaker

Title: President

Company/Organization: Ramona Paving & Construction Corp.

Signature: _____

Date: 02/16/15

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07-09-14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Ramona Paving & Construction, Corp.

as

PRINCIPAL, and U.S. Specialty Insurance Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on Feb 17, 2015 for JOB ORDER CONTRACT 205.

DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 10th day of February, 2015.

U.S. Specialty Insurance Company (SEAL) Ramona Paving & Construction, Corp. (SEAL)

Bart Stewart (SEAL) [Signature] (SEAL)
Bart Stewart, Attorney-in-Fact Surety Principal



SEE ATTACHED CERTIFICATES

PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California

POWER OF ATTORNEY

AMERICAN CONTRACTORS INDEMNITY COMPANY UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Bart Stewart or Molly Cashman of Encinitas, California

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed** *****Ten Million***** Dollars (\$ *10,000,000.00*).

This Power of Attorney shall expire without further action on December 08, 2016. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2012.

AMERICAN CONTRACTORS INDEMNITY COMPANY UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

Corporate Seals




Daniel P. Aguilar, Vice President

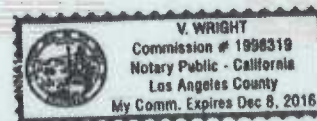
State of California

County of Los Angeles SS:

On 10th day of December, 2012, before me, Vanessa Wright, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature V. Wright (Seal)




I, Jeannie Lee, Assistant Secretary of American Contractors Indemnity Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 10th day of February, 2015.

Corporate Seals

Bond No. N/A
Agency No. 10541




Jeannie Lee, Assistant Secretary

ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }

County of San Diego }

On 2/10/2015 before me, Brittany Aceves, Notary Public,
(Here insert name and title of the officer)

personally appeared Bart Stewart
who proved to me on the basis of satisfactory evidence to be the person(s) whose
name(s) (is) are subscribed to the within instrument and acknowledged to me that
he/she/they executed the same in his/her/their authorized capacity(ies), and that by
his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of
which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that
the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Notary Public Signature



(Notary Public Seal)

ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- ☐ Individual (s)
☐ Corporate Officer

(Title)

- ☐ Partner(s)
☐ Attorney-in-Fact
☐ Trustee(s)
☐ Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/~~they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

Next

Bid

From:

CTM CONTRACTING, INC.

P.O. BOX 3238

RANCHO SANTA FE, CA 92067-3238

Ph: (858) 756-2024

Lic#: 787043

Lic: B, A, C-15, C-33

SBE#: 43375

DTR#: 1000006221

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County of San Diego
Purchasing & Contracting
5560 Overland Ave. Ste.
San Diego, CA 92123-1



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder CTM CONTRACTING INC

Business Address P.O. BOX 3238, RANCHO SANTA FE, CA 92067

Place of Residence 15315 EL CAMINO REAL, RANCHO SANTA FE, CA 92067 (NO MAIL AT THIS ADDRESS)

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers _____, _____, and _____.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. .8400

Utilize four decimal places (EXAMPLE: 1.2345)

POINT EIGHT FOUR ZERO ZERO

Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. .8600

Utilize four decimal places (EXAMPLE: 1.2345)

POINT EIGHT SIX ZERO ZERO

Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: Rough Carpentry.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

I am the President of CTM Contracting, Inc, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on

2-16-15 [date], at SOLANA BEACH [city], CA [state]."

SIGNATURE OF BIDDER

DATE 2-16-15



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of San Diego)

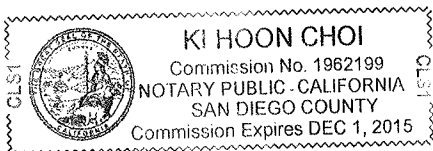
On Feb. 16, 2015 before me, Ki Hoon Choi, Notary Public,

Date

Here Insert Name and Title of the Officer

personally appeared Brenton Wayne McCarty
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies); and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Noncollusion Declaration to be executed by Bidder and Submitted with Bid Document Date: Feb. 16, 2015

Number of Pages: 1 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**
☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**
In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
 - 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
 - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
 - 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
☒ Small Business Enterprise (SBE)
Certification #: 43375
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>.
 - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
 - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
 - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
 - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Brent McCarty

Title: President

Company/Organization: CTM CONTRACTING INC

Signature: Brent McCarty

Date: 2-16-15

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07.09.14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: JOC 205, RFB 6749 General Contract

Accompanying this bid is Bidder's Bond

(NOTICE: Insert the words "cash (\$ 420,000.00)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

CTM Contracting Inc

Brent McCarty, President

Holly McCarty, Secretary/Treasurer (V.P. & C.F.O.), Manager

Licensed in accordance with an act providing for the registration of Contractors,

License No. 787043 Classification (s) B, A, C-15, C-33 Exp. Date 11/30/2016

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

(
(
SIGN (Legal Name of Bidder
(
(
HERE (by Brent McCarty (SEAL)
(Signature
(President
(Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address P.O. Box 3238, Rancho Santa Fe, CA 92067

Telephone () (858) 756-2024 Fax () (858) 756-2981

E-Mail address CTMCONTRACTINGINC@GMAIL.COM

Dated February 16, 20 15, at Rancho Santa Fe California.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. n/a

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we CTM Contracting, Inc.

as

PRINCIPAL, and The Hanover Insurance Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2/17/2015 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 12th day of February, 2015.

The Hanover Insurance Company (SEAL) CTM Contracting, Inc. (SEAL)
(Signature) (Signature)
Cyndi Bellman (SEAL) (Signature) (SEAL)
Attorney-in-Fact Surety Principal



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____
Surety must be properly acknowledged. Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach a certified copy of Power of Attorney. ** SEE ATTACHED ACKNOWLEDGMENT **
State _____ of _____ California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

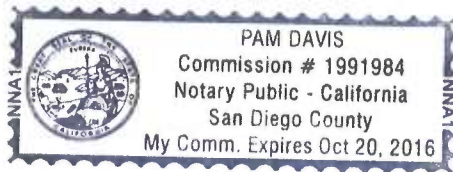
STATE OF CALIFORNIA

County of San Diego

On February 12, 2015 before me, Pam Davis, Notary Public,
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Cyndi Beilman

Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

Signature of Notary Public Pam Davis

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☒ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing:

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing:

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Anne Wright, Cyndi Beilman and/or Dana Michaelis

of **La Mesa, CA** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Ten Million and No/100 (\$10,000,000) in any single instance

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **15th** day of **January** 2013.



THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Robert Thomas, Vice President

Joe Brenstrom, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this **15th** day of **January** 2013 before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



BARBARA A. GARLICK
Notary Public
Commonwealth of Massachusetts
My Commission Expires Sept. 21, 2018

Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 12th day of February 2015.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

J. Michael Pete, Vice President

Next

Bid

PUB Construction, Inc.
23441 Golden Springs Dr. #104
Diamond Bar, CA 91765
County of San Diego: RFB 6749- JOC 205
CSLB #788668

Bid Due: February 17, 2015 @2PM



County of San Diego, Purchasing and Contracting
RFB 6749- JOC 205
5560 Overland Avenue, Suite 270
San Diego, CA 92123-1294



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder PUB Construction, Inc.

Business Address 23441 Golden Springs Dr. # 104, Diamond Bar, CA 91765

Place of Residence 23556 Canyon Vista Court, Diamond Bar, CA 91765

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers N/A, N/A, and N/A.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.5700
Utilize four decimal places (EXAMPLE: 1.2345)

Zero point five seven zero zero
Bid for normal working hours written in words
(EXAMPLE: one point two three four five)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. 0.5701
Utilize four decimal places (EXAMPLE: 1.2345)

Zero point five seven zero one
Bid for other than normal working hours written in words
(EXAMPLE: one point two three four five)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: flooring and painting

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

I am the _____ of _____, the party making the foregoing bid.
president Pub Construction, Inc.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on _____[date], at _____[city], _____[state]."

02/17/15 Diamond Bar, CA

SIGNATURE OF BIDDER _____
[Signature]

DATE *2-17-15* _____



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**
☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**
In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
 - 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or a manufacturer with 100 or fewer employees? ☒ Yes ☐ No
 - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
 - 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
☒ Small Business Enterprise (SBE)
Certification #: 17400
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/QSDS.aspx>.
 - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 10 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
 - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
 - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
 - 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
 - 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
 - 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
 - 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
 - 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project), if Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
 - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: Chris Yi Signature: _____
Title: President Date: 2-19-15
Company/Organization: PUB Construction, Inc.

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07.09.14



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[CRM](#)
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CALIFORNIA PROFILE

BidSync Supplier Name	Pub Construction Inc.	Supplier Number	17400
Legal Business Name	PUB CONSTRUCTION INC	DBA Business Name	PUB CONSTRUCTION INC
Address	23441 GOLDEN SPRINGS DR #104 DIAMOND BAR, CA 91765	Phone	(909) 455-0187
		FAX	(909) 455-0188
Email	pubconstruction@yahoo.com		
Web Page	http://www.pubconstruction.com		
Number of Employees	36		
Business Types	Construction Service		
Service Areas	Los Angeles, Orange, Riverside, San Bernardino, San Diego, Ventura,		
Keywords	General Contractor, Painting Contractor Flooring and Floor Covering Contractor, Tile and Terrazo contractor, residential, commercial, industrial, new construction		
Construction License Types	A - General Engineering B - General Building Contractor C-15 - Flooring and Floor Covering C-33 - Painting and Decorating C-54 - Tile (Ceramic and Mosaic)		
Classifications	221019 - Building construction machinery and accessories 301617 - Flooring 312015 - Tape 521015 - Rugs and mats 731811 - Coating services		
View Options	View Application		
Edit Options	Amend Application Register as Disabled Veteran Business Enterprise (DVBE)		

Active Certifications

[Register as Disabled Veteran Business Enterprise \(DVBE\)](#)

TYPE	STATUS	STATUS DATE	FROM	TO	ACTIONS
SB	Approved	Feb 21, 2014	Apr 25, 2013	Apr 30, 2016	

Certification History

TYPE	STATUS	STATUS DATE	FROM	TO
SB	Expired	Apr 25, 2013	Jun 4, 2012	Jun 30, 2013
SB	Expired	May 1, 2012	Apr 1, 2011	Apr 30, 2012
SB	Expired	Aug 1, 2010	Feb 17, 2009	Jul 31, 2010

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Customer Support - vendorsupport@bidsync.com or 800-990-9339

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PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: County of San Diego, California

Accompanying this bid is Four Hundred Twenty Thousand and No Cents

(NOTICE: Insert the words "cash (\$ 420,000 bidder's bond)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

Chris Yi (President, Vice President, Secretary, Treasurer)

Licensed in accordance with an act providing for the registration of Contractors,

License No. 788668 Classification (s) A,B,C15,C33,C54 Exp. Date 12-31-16

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

SIGN (Legal Name of Bidder
(
(
(
HERE (by Chris Yi (SEAL)
(Signature
(President
(Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 23441 Golden Springs Dr. #104, Diamond Bar, CA 91765

Telephone () 909 455-0187 Fax () 909 455-0188

E-Mail address bidding@pubconstruction.com

Dated February 17, 20 15, at Diamond Bar California.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we Pub Construction, Inc.

as

PRINCIPAL, and Western Surety Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2-17-15 for JOB ORDER CONTRACT 205.

DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 10th day of February, 2015.

Western Surety Company (SEAL) Pub Construction, Inc. (SEAL)
)
 William Syrkin, (SEAL) (SEAL)
 Attorney-In-Fact Surety Principal



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
COUNTY OF _____) ss
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for See Attached Notary Acknowledgment
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Los Angeles)

On February 10, 2015 before me, Corinne L. Hernandez,
Date Here Insert Name and Title of the Officer
personally appeared William Syrkin
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Corinne L. Hernandez
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☒ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: Western Surety Company

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Owen Brown, Richard Adair, William Syrkin, Sergio D Bechara, Margaret Gilmore, Rebecca Haas-Bates, Individually

of Irvine, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 10th day of October, 2012.



WESTERN SURETY COMPANY

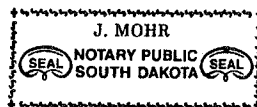
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 10th day of October, 2012, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

June 23, 2015



J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 10th day of February, 2015.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Next
Bid

ABC Construction Co., Inc.
3120 National Avenue
San Diego, CA 92113
License No. 254763 A, B, C12

15 FEB 17 7:01 65
K 8

County of San Diego
Job Order Contract – (JOC) 205
General Contractor Large
RFB 6749

Bids: February 17, 2015 @ 2:00 PM



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PART II

DOCUMENTS TO BE EXECUTED BY BIDDER



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO
BID FORM TO THE BOARD
FOR
JOB ORDER CONTRACT 205

RFB NO. 6749

Name of Bidder ABC CONSTRUCTION CO., INC.

Business Address 3120 NATIONAL AVENUE, SAN DIEGO, CA 92113

Place of Residence SAN DIEGO

LOCATION

The work to be performed under this Contract is located in the vicinity of County of San Diego, State of California.

Said Work is to be performed in accordance with the Contract Documents including the Bidding Information, Contract forms, General and Supplemental Conditions, Drawings, Specifications and Addenda Numbers N/A, _____, and _____.

By signing this Bid on the signature portion hereof, the undersigned, as bidder, under penalty of perjury deposes and says: that the only persons or parties interested in this bid as principals are those named herein; that the bidder has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid; that the undersigned has carefully examined the location of the proposed work, the annexed proposed form of Contract, and the Plans, Special Provisions and Specifications therein referred to, and the undersigned proposes, and agrees if this Bid is accepted, that the undersigned will furnish the required Bonds and Contract with the Owner, in the form and copy of the Contract annexed hereto, to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the Contract, in the manner and time therein set forth, and that the undersigned will take in full payment therefor the following unit and lump sum prices, to wit:

- I. Adjustment Factors. The Contractor bids two adjustment factors that will be applied against the prices set forth in the Construction Task Catalog®. These adjustment factors will be used to price out fixed price work orders by multiplying the adjustment factor by the unit prices and quantities.
- II. Base Period (12 months from Notice of contract award or expenditure of the \$4,200,000 maximum value of the contract, whichever occurs first)



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

Item 1- Unit work requirements to be performed during normal working hours as ordered by the County in individual work orders against the contract.

1. 0.7275
Utilize four decimal places (EXAMPLE: 1.2345)

zero point seven two seven five
Bid for normal working hours written in words
(EXAMPLE: *one point two three four five*)

Item 2- Unit work requirements to be performed during other than normal working hours as ordered by the COUNTY in individual work orders against the contract. (Note: Item 2 may not be lower than or equal to Item 1)

2. 0.7277
Utilize four decimal places (EXAMPLE: 1.2345)

zero point seven two seven seven
Bid for other than normal working hours written in words
(EXAMPLE: *one point two three four five*)

Award criteria: The award will be based on Bid Factors evaluated as follows: 80% of Normal Working Hours Factor added to 20% of Other Than Normal Working Hours Factor.

If this Bid is accepted and the bidder fails to sign the Contract and to furnish, in the amount as stated in the Notice to Contractors Inviting Bids, both a faithful Performance Bond and a Payment Bond as required by Section 8150 and following and Section 9550 and following of the Civil Code, with surety satisfactory to the Owner within ten (10) business days after the bidder has received Notice of the Award of the Contract from the Owner, the Owner may, at its option, determine that the bidder has abandoned the Contract, and this Bid and the acceptance shall be null and void, and the security accompanying this Bid shall be forfeited and be the property of the Owner.

Self Performance. Contractor shall hereby declare the trade that satisfies the self performance requirements described in paragraph 3.8.5 of the General Conditions:

Contractors self-performance trade(s) shall be: PARTIAL FRAMING & CONCRETE.

Award of Contract. This bid shall remain open and may not be withdrawn for the period of time specified in the Notice to Contractors Inviting Bids. The Contract may be awarded at the election of the Owner on the Base Bid or on the Base Bid and any Alternate or combination of Alternates. The County reserves the right to reject any or all bids and to waive any informality or irregularity in the bids or bidding. **The County may deem non-responsive any bids that contain mathematical errors.**

Award of the Contract, if awarded, will be made within ninety (90) calendar days from the date specified for the opening of bids.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

PROHIBITED CONTRACTS

Section 67 of the San Diego County Administrative Code provides that the County shall not contract with, and shall reject any bid or bid submitted by, the person or entities specified below, unless the Board of Supervisors finds that special circumstances exist that justify the approval of such contract:

- (a) Persons employed by the County or of public agencies for which the Board of Supervisors is the governing body;
- (b) Profit-making firms or businesses in which employees described in subsection (a) serve as officers, principals, partners, or major shareholders;
- (c) Persons who, within the immediately preceding twelve (12) months, came within the provisions of subsection (a) and who (1) were employed in positions of substantial responsibility in the area of service to be performed by the contract, or (2) participated in any way in developing the contract or its service specifications; and
- (d) Profit-making firms or businesses in which the former employees described in subsection (c) serve as officers, principals, partners, or major shareholders.

With the affixing of a signature to your response to this solicitation, offeror certifies that the above provisions of the Code have been complied with, and that any exception will cause any ensuing contract to be invalid.

CERTIFICATION OF COMPLIANCE WITH EXECUTIVE ORDER 11246, AS AMENDED

EACH BIDDER/OFFER, CONTRACTOR OR SUBCONTRACTOR HEREBY CERTIFIES THAT IT WILL FULLY COMPLY WITH EXECUTIVE ORDER 11246, AS AMENDED BY EXECUTIVE ORDER 11375, AND THE EQUAL OPPORTUNITY CLAUSE AND RULES AND REGULATIONS ISSUED THEREUNDER, WHICH ARE HEREBY INCORPORATED BY REFERENCE AS APPROPRIATE. THE CONTRACTOR COMMITS ITSELF TO SUCH COMPLIANCE BY SUBMITTING A PROPERLY SIGNED BID OR OFFER OR BY SIGNING OR OTHERWISE ACCEPTING A CONTRACT OR SUBCONTRACT.

DRUG AND ALCOHOL POLICY

It is the policy of the Board of Supervisors that in order to attain or maintain a contract with the County, each contractor shall agree that while any contractor or the contractor's employees are performing services for the County, or using County equipment, that the contractor or the contractor's employees:

- 1. Shall not in any way be impaired because of being under the influence of alcohol or a drug.
- 2. Shall not possess, consume, or be under the influence of alcohol and/or an illegal drug.
- 3. Shall not sell, offer, or provide alcohol or a drug to another person.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

DEBARMENT AND SUSPENSION

Contractor certifies that it, its principals, its employees and its subcontractors:

1. Are not presently debarred, suspended, proposed for debarment, and declared ineligible or voluntarily excluded from covered transactions by any State or Federal Department or agency.
2. Have not within a 3-year period preceding this Contract been convicted of, or had a civil judgment rendered against them for, the commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, State, or local) transaction; violation of Federal or State anti-trust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted or otherwise criminally or civilly charged by a government entity (federal, State, or local) with commission of any of the offenses enumerated in the paragraph above; and
4. Have not within a 3-year period preceding this Contract had one or more public transactions (federal, State, or local) terminated for cause or default.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

NONCOLLUSION DECLARATION TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

The undersigned declares:

PRESIDENT

I am the ____ of ____, the party making the foregoing bid.

ABC CONSTRUCTION CO., INC.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ____[date], at ____[city], ____[state]."

FEBRUARY 17, 2015 SAN DIEGO, CA

SIGNATURE OF BIDDER

DATE

2/17/15

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On 2/17/2015 before me, LINDA M. CARLSON, NOTARY PUBLIC,
Date Here Insert Name and Title of the Officer

personally appeared KENNETH CZUBERNAT
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Linda M. Carlson
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

County of San Diego Department of Purchasing and Contracting REPRESENTATIONS AND CERTIFICATIONS

The following representations and certifications are to be completed, signed and returned with the offer.

1. **BUSINESS TYPE**
☒ For-profit ☐ Non-profit ☐ Government
Attach proof of status for Non-profit.
2. **INTERLOCKING DIRECTORATE**
In accordance with Board of Supervisors Policy A-79, if Offeror is a non-profit as indicated in paragraph 1 above, Offeror is required to identify any related for-profit subcontractors in which an interlocking directorate, management or ownership relationship exists. By submission of this offer, Offeror certifies it will not enter into a subcontract relationship with a related for-profit entity if Offeror is a non-profit entity. If Offeror is a non-profit and will be subcontracting with a related for-profit entity, Offeror must list the entity(ies) on an attached separate sheet listing them all and the contract must be approved by the Board of Supervisors.
3. **BUSINESS REPRESENTATION**
Offeror represents as a part of this offer that the ownership, operation, and control of the business are:
 - 3.1. Are you a small business with:
100 or fewer employees and average annual gross receipts of \$14 million or less or; a manufacturer with 100 or fewer employees? ☐ Yes ☒ No
 - 3.2. Are you a local business with a physical address within the County of San Diego? ☒ Yes ☐ No
 - 3.3. Are you certified by the State of California as a:
☐ Disabled Veteran Business Enterprise (DVBE)
Certification #: _____
☐ Small Business Enterprise (SBE)
Certification #: _____
See the State of California, Department of General Services website for details on "Certified Small Business" and "Certified DVBE" requirements.
<http://www.dgs.ca.gov/pd/Programs/OSDS.aspx>.
 - 3.4. Estimated percentage of work in this offer to be performed or fulfilled locally (within the geographic boundaries of the County of San Diego): 100 %
4. **CERTIFICATE REGARDING DEBARMENT, SUSPENSION AND RELATED MATTERS**
Offeror hereby certifies to the best of its knowledge that neither it nor any of its officers:
 - 4.1. Are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
 - 4.2. Have within a three (3) year period preceding this agreement been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; and
- 4.3. Are presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with the commission of any of the offenses enumerated in paragraph 4.2 of this certification; and
- 4.4. Have within a three (3) year period preceding this agreement had one or more public transactions (Federal, State or local) terminated for cause or default.
- 4.5. Are presently the target or subject of any investigation, accusation or charges by any Federal, State or local law enforcement, licensing or certification body and if they are, the appropriate information is disclosed and included in the offer.
- 4.6. Offeror will report in writing to the County Department of Purchasing and Contracting within five business days of knowing or have any reason to know any change in status as certified in the preceding paragraphs 4.1 through 4.5, and that occur prior to award (in the case of bids) and contract execution (in the case of negotiated procurements).
- 4.7. Offeror and its proposed subcontractors, agents and consultants have not previously contracted with the County to perform work on or related to this project (e.g. preparing components of the statement of work or plans and specifications for this project). If Offeror or any of its subcontractors, agents or consultants, have previously contracted with the County to perform work on this project, Offeror shall identify those previous agreement(s) and submit that list along with the proposal.
5. **CERTIFICATE OF CURRENT COST OR PRICING**
This is to certify that, to the best of the Offeror's knowledge and belief cost and/or pricing data submitted with this offer, or specifically identified by reference if actual submission of the data is impracticable, is/are accurate, complete, and current as of the date signed below.
6. **CERTIFICATE OF INDEPENDENT PRICING**
By submission of this offer, each Offeror certifies, and in the case of a joint offer, each party thereto certifies as to its own organization, that in relation to this procurement:
 - 6.1. The prices in this offer have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with other Offeror; with any competitor; or with any County employee(s) or consultant(s) involved in this or related procurements; and
 - 6.2. Unless otherwise required by law, the prices which have been quoted in this offer have not been knowingly disclosed by the Offeror and will not knowingly be disclosed by the Offeror prior to opening, in the case of a bid, or prior to award, in the case of a proposal, directly or indirectly to any other Offeror or to any competitor; and
 - 6.3. No attempt has been made or will be made by the Offeror to induce any other person or firm to submit or not to submit an offer for the purpose of restricting competition.
7. The Offeror understands that prior to receiving a contract award from the County, the Offeror must submit a completed IRS W-9 form to provide a Federal Tax ID number, or if not available, to provide a Social Security Number (SSN).

CERTIFICATION

The information furnished in Paragraphs 1 through 7 is certified to be factual and correct as of the date submitted and this certification is made under penalty of perjury under the laws of the State of California.

Name: KENNETH CZUBERNAT

Title: PRESIDENT

Company/Organization: ABC CONSTRUCTION CO., INC.

Signature: 

Date: 2/17/15

SUBMIT THIS FORM AS DIRECTED IN THE REQUEST FOR SOLICITATION DOCUMENTS OR WITH THE OFFER

Revised 07-09-14



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

FOR: ABC CONSTRUCTION CO., INC.

Accompanying this bid is BIDDER'S BOND

(NOTICE: Insert the words "cash (\$ BIDDER'S BOND)" "cashier's check," "certified check," or "bidder's bond," as the case may be.) in amount equal to 10% of the maximum contract value.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer and manager thereof; if a co-partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

ABC CONSTRUCTION CO., INC.


KENNETH CZUBERNAT PRESIDENT, TREASURER, MANAGER

WAYNE CZUBERNAT CEO, SECRETARY

Licensed in accordance with an act providing for the registration of Contractors,

License No. 254763 Classification (s) A, B, C12,D49 Exp. Date 4/30/16

I hereby certify, under penalty of perjury, that the foregoing bid to the Board is true and correct.

(
(
SIGN (ABC CONSTRUCTION CO., INC.
(Legal Name of Bidder
(
HERE (by  (SEAL)
(Signature
(PRESIDENT
(Title

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation; if bidder is a co-partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts in behalf of the co-partnership; and if bidder is an individual, his signature shall be placed above. If signature is by an agent, other than an officer of a corporation or a member of a partnership, a Power of Attorney must be submitted with the bid; otherwise, the bid may be disregarded as irregular and unauthorized.

Business address 3120 NATIONAL AVENUE, SAN DIEGO, CA 92113

Telephone () (619) 239-3428 Fax () (619) 239-6614

E-Mail address abc@abcconstruction.com

Dated February 17, 20 15, at SAN DIEGO California.



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

BOND NO. N/A

BIDDER'S BOND

KNOW ALL MEN BY THESE PRESENTS:

That we ABC Construction Co., Inc.

as

PRINCIPAL, and The Hanover Insurance Company

as SURETY, are held and firmly bound unto the **COUNTY OF SAN DIEGO** a political subdivision of the State of California, hereinafter called the County, in the penal sum of \$420,000 of the Principal above named, submitted by said Principal to the County for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$420,000.

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above-mentioned bid to the County of San Diego for certain construction specifically described as follows, for which bids are to be opened on 2/17/15 for JOB ORDER CONTRACT 205.
DATE

NOW THEREFORE, if the aforesaid principal shall not withdraw said bid within the period specified therein after the opening of the same, or, if no period be specified, within sixty (60) days after said opening, and shall within the period specified therefore, or, if no period be specified, within ten (10) days after the prescribed forms are presented to him for signature, enter into a written contract with the County, in the prescribed form, in accordance with the bid as accepted, and file the two bonds with the County, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by law, then this obligation shall be null and void; otherwise, it shall be and remain in full force and virtue.

In the event suit is brought upon this bond by the County and judgment is recovered, the surety shall pay all costs incurred by the Owner in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, We have hereunto set our hands and seals on this 9th day of February, 2015.

The Hanover Insurance Company (SEAL) ABC Construction Co., Inc. (SEAL)
Janice Martin (SEAL) [Signature] (SEAL)
Attorney-in-Fact Surety Principal

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
 County of San Diego)
 On 2/17/2015 before me, LINDA M. CARLSON, NOTARY PUBLIC,
 Date Here Insert Name and Title of the Officer
 personally appeared KENNETH CZUBERNAT
 Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Linda M. Carlson
 Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

Civil Code § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

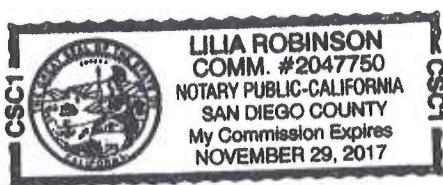
STATE OF CALIFORNIA

County of San Diego

On FEB 09 2015 before me, Lilia Robinson, Notary Public,
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Janice Martin

Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Signature

Signature of Notary Public Lilia Robinson

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of the form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☒ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing: _____

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here

Signer is Representing: _____

**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**

**POWERS OF ATTORNEY
CERTIFIED COPY**

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

**Lawrence F. McMahon, Charlotte Aquino, Sarah Myers, Lilia Robinson, Maria Guise,
Janice Martin and/or Jennifer L. Clampert**

of **San Diego, CA** and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:

Any such obligations in the United States, not to exceed Twenty Five Million and No/100 (\$25,000,000) in any single instance

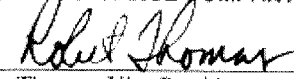
and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by two Vice Presidents, this **28th** day of **January** 2013.



**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**


Robert Thomas, Vice President

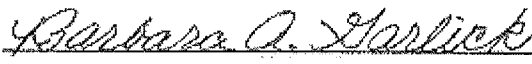

Joe Brenstrom, Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this **28th** day of **January** 2013 before me came the above named Vice Presidents of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



BARBARA A. GARLICK
Notary Public
Commonwealth of Massachusetts
My Commission Expires Sept. 21, 2018


Barbara A. Garlick, Notary Public
My Commission Expires September 21, 2018

I, the undersigned Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 9th day of February 2015.

**THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA**


J. Michael Pete, Vice President



PART 2 – DOCUMENTS TO BE EXECUTED BY BIDDER

ATTORNEY-IN-FACT ACKNOWLEDGEMENT OF SURETY

STATE OF _____)
) ss
COUNTY OF _____
)

On this _____ day of _____ in the year 201____ before me
_____ a notary public in and for said County and
State personally appeared _____ known to me (or proved to
me on the basis of satisfactory evidence) to be the person whose name is subscribed to the
within instrument as the attorney-in-fact of the _____ the
corporation named as Surety in said instrument, and acknowledged to me that he subscribed
the name of said corporation thereto as Surety, and his own name as attorney-in-fact.

NOTE: (a) Signature of those executing for _____ *Please see attached California All-Purpose Acknowledgment
Surety must be properly acknowledged. _____ Notary Public In and for the County
of _____

(b) The Attorney-in-fact must attach
a certified copy of Power of Attorney. _____
State _____ of _____ California